

### **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Andrew Hagerty on 6/4/2008.

#### **IN THE CLAIMS:**

The application has been amended as follows:

1. In claim 1, in line 9, after "**efficacy**", **insert** -- and wherein the skin-adhering polymer and thickening agent are different --.

### ***Reasons for Allowance***

The following is an examiner's statement of reasons for allowance: claims 1 and 8 and claims dependent upon them are allowable over the prior art as the prior art neither teaches or suggests an anhydrous, antiperspirant composition comprising a skin-adhering system comprising a skin-adhering polymer and one or more volatile solvents, an antiperspirant active, a thickening agent and an anhydrous carrier in which the skin-adhering polymer and the thickening agent are different.

The closest prior art is Schraer et al. (US Patent 6,274,127) in view of Swaile et al. (US Patent 6,149,897). Schraer et al. teaches an anhydrous antiperspirant comprising the elements of the composition except for the volatile solvent. Swaile et al.

teaches another anhydrous antiperspirant with a possible anhydrous solvent being ethanol. Schraer teaches acrylate copolymers and silicone copolymers described as skin-adhering polymers in the present Specification; however, Schraer lists them as thickening agents. The present claims require that the skin-adhering polymer and thickening agent are different (claim 1) and are present in a specified ratio (claim 8).

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

#### ***Contact Information***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Renee Claytor whose telephone number is (571)272-8394. The examiner can normally be reached on M-F 8:00-4:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sreeni Padmanabhan can be reached on 571-272-0629. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 1617

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Renee Claytor

/SREENI PADMANABHAN/  
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